

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Alexandria Division**

In re:)
)
)
EAGLE PROPERTIES AND) Bankruptcy Case
INVESTMENTS, LLC,) No. 23-10566-KHK
) Chapter 7
Debtor.)
)
_____)

**ORDER GRANTING MOTION TO APPROVE SETTLEMENT, COMPROMISE AND
ASSIGNMENT OF CLAIMS WITH BALA JAIN LLC**

UPON CONSIDERATION of the Motion (“Motion”) [Doc. No. 685] to approve a certain settlement, compromise and assignment of claims (“Settlement and Assignment”) between the Trustee and Bala Jain LLC, the Court being satisfied that notice and an opportunity for hearing were given to creditors and parties in interest, and the Court having reviewed and considered the Motion and having determined that the relief requested therein is consistent with a reasonable exercise of the Trustee’s business judgment and is in the best interests of the estate:

IT IS HEREBY ORDERED:

1. The Motion is GRANTED.
2. The Trustee is directed to remit to Bala Jain the funds in the Constructive Trust Dispute Account¹ except for \$24,000.00 which shall be retained by the estate free and clear of all liens claims and interests, including without limitation, Bala Jain’s constructive trust claim.
3. If future sales of real property result in funds to which Bala Jain’s alleged constructive trust would attach, the Trustee shall pay such funds to Bala Jain at closing of such sales.

¹ Capitalized terms not defined herein shall have the meanings ascribed to such terms in the Motion.

4. All estate causes of action to recover any and all Avoidable Transfers are hereby deemed to have been assigned and quit claimed to Bala Jain without any warranties, assurances or representations regarding such actions.
5. The Trustee is authorized to execute any and all written assignment(s) of claims and such other documents as may be necessary or helpful to Bala Jain's efforts to file and pursue actions to recover the Avoidable Transfers.
6. The Trustee and Bala Jain shall execute a stipulation of dismissal with prejudice of the Bala Jain Adversary Proceeding, including the Bala Jain Counterclaims.

Date: Feb 19 2025

/s/ Klinette H Kindred

Klinette H. Kindred
United States Bankruptcy Judge

PREPARED BY:

Entered On Docket: Feb 20 2025

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By: /s/ Dylan G. Trache
Dylan G. Trache, Va. Bar No. 45939

Counsel to the Chapter 7 Trustee

SEEN AND AGREED:

ROGAN MILLER ZIMMERMAN, PLLC
50 Catoctin Circle, NE, Suite 300
Leesburg, Virginia 20176
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BY: /s/Christopher L. Rogan (by DGT with authority)
Christopher L. Rogan (Bar No. 30344)

Attorneys for Bala Jain, LLC

CERTIFICATION PURSUANT TO LOCAL RULE 9022-1(C)

I HEREBY CERTIFY that this Order has been endorsed by all necessary parties.

/s/ Dylan G. Trache
Dylan G. Trache

LIST OF PARTIES TO RECEIVE NOTICE OF ENTRY
PURSUANT TO LOCAL RULE 9022-1

Dylan G. Trache
NELSON MULLINS RILEY & SCARBOROUGH LLP
101 Constitution Avenue, NW, Suite 900
Washington, DC 20001

OFFICE OF THE UNITED STATES TRUSTEE
1725 Duke Street, Suite 650
Alexandria, VA 22314

Christopher Rogan
ROGAN MILLER ZIMMERMAN, PLLC
50 Catoctin Circle, NE, Suite 300
Leesburg, Virginia 20176

In re:
Eagle Properties and Investments LLC
Debtor

Case No. 23-10566-KHK
Chapter 7

District/off: 0422-9

User: CynthiaBa

Page 1 of 3

Date Rcvd: Feb 20, 2025

Form ID: pdford9

Total Noticed: 1

The following symbols are used throughout this certificate:

Symbol **Definition**

+ Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Feb 22, 2025:

NONE

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Recip ID	Notice Type: Email Address	Date/Time	Recipient Name and Address
smg	+ Email/Text: ustpregion04.ax.ecf@usdoj.gov	Feb 21 2025 01:04:00	UST smg Alexandria, Office of the U. S. Trustee, 1725 Duke Street, Suite 650, Alexandria, VA 22314-3489

TOTAL: 1

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Feb 22, 2025

Signature: /s/Gustava Winters

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on February 20, 2025 at the address(es) listed below:

Name	Email Address
Andrew S Goldstein	on behalf of Creditor GITSIT Solutions LLC AGoldstein@mglspc.com, jcoffman@mglspc.com
Barry W. Spear	on behalf of Creditor Aero Mortgage Loan Trust 2019- 1 Barry.Spear@bww-law.com bankruptcy@bww-law.com
Bradley J. Swallow	on behalf of Defendant Main Street Bank bswallow@fblaw.com
Christian K. Vogel	on behalf of Interested Party Priminis Bank kvogel@vogelandcromwell.com
Christian K. Vogel	

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Page 2 of 3

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Christopher A. Jones

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David S. Musgrave

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Page 3 of 3

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TOTAL: 51